



Virginia  
Regulatory  
Town Hall

## Notice of Intended Regulatory Action Agency Background Document

<b>Agency Name:</b>	5
<b>VAC Chapter Number:</b>	31
<b>Regulation Title:</b>	Licensing Regulations
<b>Action Title:</b>	Create new chapter
<b>Date:</b>	07/25/2000

This information is required prior to the submission to the Registrar of Regulations of a Notice of Intended Regulatory Action (NOIRA) pursuant to the Administrative Process Act § 9-6.14:7.1 (B). Please refer to Executive Order Twenty-Five (98) and Executive Order Fifty-Eight (99) for more information.

### Purpose

*Please describe the subject matter and intent of the planned regulation. This description should include a brief explanation of the need for and the goals of the new or amended regulation.*

The purpose is to create a new chapter to include retailer licensing provisions that are contained currently in Instant and On-Line Game Regulations. This chapter will include eligibility requirements, application procedures, bonding and bank account requirements, licensing terms and fees, retailer compensation, retailer standards of conduct, license denial or revocation, and audit of records.

### Basis

*Please identify the state and/or federal source of legal authority to promulgate the contemplated regulation. The discussion of this authority should include a description of its scope and the extent to which the authority is mandatory or discretionary. The correlation between the proposed regulatory action and the legal authority identified above should be explained. Full citations of legal authority and, if available, web site addresses for locating the text of the cited authority must be provided.*

Section 58.1-4008 of the Code of Virginia authorizes the State Lottery Board to adopt regulations governing the operation of the lottery. Among other matters, these regulations must include provisions for the licensing of retailers to sell lottery tickets.

**Substance**

*Please detail any changes that would be implemented: this discussion should include a summary of the proposed regulatory action where a new regulation is being promulgated; where existing provisions of a regulation are being amended, the statement should explain how the existing regulation will be changed. The statement should set forth the specific reasons the agency has determined that the proposed regulatory action would be essential to protect the health, safety or welfare of citizens. In addition, a statement delineating any potential issues that may need to be addressed as the regulation is developed shall be supplied.*

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The Lottery has determined that for simplification and understanding, the department regulations should be reorganized. The licensing regulations under consideration are essentially those that are contained currently in the Lottery’s Instant Game and On-Line Game Regulations. Because of duplication of provisions in each of these chapters, all lottery retailer licensing requirements will be combined and restated under a single chapter.

**Alternatives**

*Please describe, to the extent known, the specific alternatives to the proposal that have been considered or will be considered to meet the essential purpose of the action.*

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No alternatives were considered because this new chapter will simplify the regulations and will provide more user-friendly application.

**Family Impact Statement**

*Please provide a preliminary analysis of the potential impact of the proposed regulatory action on the institution of the family and family stability including to what extent the regulatory action will: 1) strengthen or erode the authority and rights of parents in the education, nurturing, and supervision of their children; 2) encourage or discourage economic self-sufficiency, self-pride, and the assumption of responsibility for oneself, one’s spouse, and one’s children and/or elderly parents; 3) strengthen or erode the marital commitment; and 4) increase or decrease disposable family income.*

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No impact on the family is anticipated.